



Item 14
Doc. No. 6

March 24, 2004

California Regional Water Quality Control Board
San Diego Region
9174 Sky Park Court, Suite 100
San Diego, CA 92123

Regarding: KB Home Coastal, Inc; Complaint R9-2004-0116,
written response for public hearing June 9, 2004.

Dear Sir or Madam:

Pure Effect, Inc. is responding with written information relative to the hearing that we will be presenting to the Board in association with KB Home Coastal, Inc. as a party involved with the treatment of the de-watering water at this project. Ms. Deborah Van Huis of KB Home Coastal, Inc. has asked us to present this information at the hearing.

Pure Effect, Inc. was contracted by KB Home Coastal, Inc. (KB) to perform de-water water treatment at this site for the duration of their project. We evaluated the water that was the subject of the treatment and secured the discharge permit for KB.

We request that KB be allowed to resubmit or amend the monthly and quarterly reports that were submitted to the Board for the periods of September, 2003 to January 2004; the resubmitted or amended reports will show that KB had terminated flow to the storm drain in July of 2003 and had no discharge to the storm drain during those time periods. Following is an explanation.

611 West Palm Ave Orange, CA 92868
714-639-7873 Fax. 714-639-8530
Michael Slaby direct 888-230-7873 x 202 mslaby@pureeffect.com

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Pure Effect, Inc. provided the service to KB of assisting them with the reporting requirements associated with their discharge permit file no. IC:14-1033.02:komec. Pure Effect, Inc. scheduled effluent sampling events, submittal of the samples to the laboratory, copies of the laboratory reports, summaries and timetables for submittal to the Board, all of this information was provided to them. KB's responsibility was to compile this information, including their flow meter chart that is required to be submitted with each report. Pure Effect, Inc. did not have these flow meter charts available to us.

KB had periods of time where their construction project produced no water; specifically, according to their flow meter charts submitted to the Board in monthly, quarterly reports, they had no discharge to the storm drain beginning in August 2003 through January 2004. Thus, there was no treatment through the dewatering water treatment system during these periods of time. The flow meter charts they submitted with each report submitted to the Board substantiate this.

Please see enclosed with this letter, the flow meter reaching chart that was submitted with the report for January 2004 to the Board, which is representative of the flow activities to the storm drain during those time periods.

Since Pure Effect, Inc. did not have information relative to the flow for every monthly period we followed the normal sampling routine monthly, quarterly, etc. to the end of the project.

In the event there was no flow through the treatment system at the scheduled time of sampling, our field-sampling technician would obtain enough of a sample from the effluent sampling port (usually about 2-liters) to perform the required analysis.

KB elected to keep the treatment system on site as a contingency for treating water should it be needed, until January 2004. The very last water samples that were taken in January of 2004 were from the residual water in the treatment system at the time of sampling; there was no water discharged into the storm drain in January 2004.

In conclusion, the resubmitted / amended monthly and quarterly reports that KB Coastal Homes, Inc. will submit to the Board will substantiate that there was no flow to the storm drain during the periods of August 2003 to January 2004.

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The samples that were extracted from the treatment system effluent sample port from the water treatment system by Pure Effect, Inc. for September 2003 and January 2004 represent the condition of the water contained in the treatment system components, not discharge to the storm drain. Therefore, after the Board can validate this information we request that the Board reverse all penalties to KB Home Coastal, Inc. in this matter.

In the interest of time for the benefit of the Board, we suggest that KB be allowed to resubmit these reports without a hearing at this time. Once the Board has had the opportunity to review the submitted information and if a hearing is required continue with the hearing process at that time. Please advise us on this request.

Thank you for your attention. Please contact me at 888-230-7873 x 202, or cell 714-715-5753 if you have any questions.

Respectfully submitted,

Michael E. Slaby

Michael E. Slaby
Technical Sales Manager
Pure Effect, Inc.

Enc: Flow Meter Reading Chart submitted with January 2004 report to the Board from KB Home Coastal, Inc.

Cc Ms. Deborah Van Huis, KB Home Coastal, Inc.

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Flow Meter Reading, KB Home Project, Oceanside	
Date	Total x 100
3/28/03	722130
4/30/03	907691
5/29/03	951840
6/30/03	991762
7/30/03	997825
8/30/03	no change
9/30/03	no change
10/30/03	no change
11/30/03	no change
12/30/03	no change
1/30/04	no change